IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 1779 OF 2006
(MSRTC .v. Kalimullah Khan Amanullah Khan)

Office Notes, Office Memoranda of Coram appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's Orders

Shri R.S. Charpe, Advocate for the petitioner.

CORAM : R.V. MORE, J.
27TH NOVEMBER, 2007

Heard the learned Counsel appearing on behalf of the petitioner.

The petition under Article 226 of the Constitution of India takes exception to the order dated 13th January, 2006 passed by the learned Member, Industrial Court, Nagpur in Complaint ULP No. 100/2001. The learned Industrial Court allowed the respondent's complaint and directed the petitioner to extend the benefit of time scale to the respondent with effect from 03.12.1991. Shri Charpe, the learned Counsel for the petitioner fairly concedes that the issue was covered by the full bench judgment of this Court in the case of MSRTC .v. Permal Khatri Gajbhiye (reported in 2003(3) Mh.L.J., 1025) and the learned Industrial Court, therefore, relying on this judgment, rightly allowed the respondent's complaint.

The aforesaid full bench judgment was challenged by the petitioner by filing SLP before the Apex Court and according to the statement of the learned Counsel for the petitioner, the same is also dismissed.

In view of the above facts, there is no merit in the petition and the same is dismissed with no order as to costs.

JUDGE

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